

DEC 13 2004



ALIX, YALE & RISTAS, LLP

INTELLECTUAL PROPERTY LAW  
SINCE 1865

750 Main Street  
Hartford, CT 06103-2721

December 13, 2004

FACSIMILE TRANSMISSION

phone 860.527.9211  
fax 860.527.5029  
email email@pctlaw.com  
website www.pctlaw.com

TO: Examiner Michael G. Mendoza  
United States Patent and Trademark Office  
FAX NUMBER: (703) 872-9306  
FROM: GUY D. YALE, ESQ.  
MESSAGE: Please see attached pages.

NUMBER OF PAGES TRANSMITTED (including this cover page) 8

IF YOU DO NOT RECEIVE ALL PAGES OR ARE HAVING TROUBLE,  
PLEASE CONTACT ALIX, YALE & RISTAS, LLP.

CONFIRMATION COPY TO FOLLOW ☒ YES ☐ NO

Re: United States Patent Application No. 10/018,768  
Title: Inhalers  
Inventor(s): Quentin J. Harmer et al  
Filing Date: December 17, 2001  
Our Ref: VENNER/321/PC/US

Guy D. Yale  
L. James Ristas  
Clifford P. Kelly  
James E. Piotrowski  
Thomas J. Menard  
Benjamin Y. Agress  
Thomas A. Hatfield  
Diane F. Covello

OF COUNSEL  
James E. Alix

Richard H. Berneike  
(1932-2004)

The information contained in this facsimile message is intended for the use of the individual or entity named and may contain information that is privileged, confidential and exempt from disclosure under applicable law. If the reader of this message is not the intended recipient, or the employee or agent responsible for delivering it to the intended recipient, you are hereby notified that any dissemination, distribution or copying of this communication is strictly prohibited. If you have received this message in error, please immediately notify us by telephone or return facsimile and return the original message to us at the above address via the mail.

**TRANSMITTAL  
FORM**

Application Number	10/018,768
Filing Date	December 17, 2001
First Named Inventor	Quentin J. Harner et al
Title	Inhalers
Group Art Unit	3731
Examiner Name	Michael G. Mendoza
Attorney Docket Number	VENNER/321/PC/US

**ENCLOSURES**

- ☒ After Final Response to Official Action Under 37 C.F.R. 1.116 ☐ Preliminary Amendment
- ☐ Information Disclosure Statement ☒ Postcard reflecting enclosures
- ☐ Other:
- ☒ It is hereby petitioned that any required extension of time be granted for filing the amendment. An extension of 3 month(s) having a fee of \$ 510.00 appears required.
- ☐ A check in the amount of \$ \_\_\_\_\_ is attached. Please credit any overpayment to Deposit Account 16-2563 of Alix, Yale & Ristas, LLP.
- ☒ Please charge Deposit Account No. 16-2563 in the amount of \$ 510.00 to cover the filing fee.

The Commissioner is hereby requested and authorized to charge Deposit Account 16-2563 of Alix, Yale & Ristas, LLP for any fee, not enclosed herewith, due for any reason in connection with the amendment or this or any other document accompanying the amendment, including (a) any filing fees under 37 CFR 1.16 for the presentation of extra claims and (b) any patent application processing fees under 37 CFR 1.17. A duplicate copy of this sheet is attached.

**SIGNATURE OF APPLICANT, ATTORNEY OR AGENT**

Firm or Individual name Guy D. Yale Reg. No. 29,125

Signature [Signature]

Date December 13, 2004 Attorney's Docket No. VENNER/321/PC/US

**CERTIFICATE OF FACSIMILE TRANSMISSION**

I hereby certify that this correspondence is being deposited on the date below via Facsimile Transmission addressed to "Mail Stop AF, Commissioner for Patents, United States Patent and Trademark Office, P.O. Box 1450, Alexandria, Virginia 22313-1450."

Typed or Printed Name Guy D. Yale Reg. No. 29,125

Signature [Signature] Date: December 13, 2004

DEC 13 2004

Response Under 37 C.F.R. 1.116 (After Final)  
Expedited Procedure Examining Group 3731  
Attorney Docket No.: VENNER/321/PC/US

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re patent application of Quentin J. Harmer et al

Serial No. 10/018,768

Examiner: Mendoza, Michael G.

Filing Date: 12/17/2001

Group Art Unit: 3731

For: Inhalers

Mail Stop AF  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

**AFTER FINAL RESPONSE TO OFFICIAL ACTION  
UNDER 37 C.F.R. 1.116**

In response to the Office Action mailed June 24, 2004 please amend the above-identified Application as follows:

**Amendments to the claims** are reflected in the listing of the claims beginning on page 2.

**Remarks** begin on Page 5 of this paper.

**Facsimile Transmission Certificate**

I hereby certify that this correspondence is being deposited on the date given below via Facsimile Transmission addressed to "Mail Stop AF, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450".

Date: December 13, 2004

Guy D. Yale, Registration No. 29,125